

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
**POL01.04DIV**

In Re Application Of: **Heller, et al.**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/770,430	February 3, 2004		32047	3611	3362

Title: **FAILSAFE SMART BAR ACTUATOR**



Address to:  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**37 CFR 1.97(b)**

1. ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

**37 CFR 1.97(c)**

2. ☐ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

☐ the statement specified in 37 CFR 1.97(e);

**OR**

☐ the fee set forth in 37 CFR 1.17(p).

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**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☐ The Director is hereby authorized to charge and credit Deposit Account No. 50-2121 as described below.
- ☐ Charge the amount of \_\_\_\_\_
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- ☐ Payment by credit card. Form PTO-2038 is attached.

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Mary Boyd

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Dated: January 10, 2005

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**INFORMATION DISCLOSURE CITATION**  
(Use several sheets if necessary)

Docket Number (optional) <b>POL01.04DIV</b>	Application No. <b>10/770,430</b>
Applicants(s) <b>Heller, et al.</b>	
Filing Date <b>February 3, 2004</b>	Group Art Unit <b>3611</b>

**U.S. PATENT DOCUMENTS**

*EX Initial	REF	DOCUMENT NUMBER	DATE	NAME	CLASS/SUBCLASS	FILING DATE IF APPROPRIATE
	1	4,826,205	05-02-1989	Kouda, et al.	280/703	
	2	5,032,995	07-16-1991	Matsuda, et al.	364/424.03	
	3	5,032,997	07-16-1991	Kawagoe	364/424.05	
	4	5,092,625	03-03-1992	Kawabata	280/707	
	5	5,243,324	09-07-1993	Bober	340/439	
	6	5,441,298	08-15-1995	Miller, et al.	280/707	
	7	6,179,310 B1	01-30-2001	Clare, et al.	280/124.159	
	8	6,295,490 B1	09-25-2001	Streib	701/29	
	9	6,637,757 B2	10-28-2003	Ignatius, et al.	280/5.511	
	10	6,428,019 B1	08-06-2002	Kincad, et al.	280/5.511	

**FOREIGN PATENT DOCUMENTS**

REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS/SUBCLASS	TRANSLATION	
					YES	NO

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**


EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include Copy of this form with next communication to applicant